



Atty. Dkt. No. 029318-0981

Rce/Ky

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Cooper et al.
Title: NOVEL BENZOYL PEROXIDE COMPOSITIONS
Appl. No.: 10/677,857
Appl. Filing Date: 10/3/2003
Examiner: Thane E. Underdahl
Art Unit: 1651
Confirmation Number: 4616

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. **Submission required under 37 C.F.R. §1.114:** (check items that apply)

a. Enclosed are:

☒ Amendment and Reply Under 37 C.F.R. § 1.114 (20 pages).

10/20/2008 SZEWDIE1 00000028 10677857

01 FC:1801
02 FC:1255

810.00 OP
2350.00 OP

☒ Information Disclosure Statement (2 pages).

☒ Form PTO/SB/08 with copies of 22 listed reference(s).

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e):				\$810.00	= \$810.00
Total Claims:	66	- 66	= 0	x \$52.00	= \$0.00
Independents	3	- 3	= 0	x \$220.00	= \$0.00
First presentation of any Multiple Dependent Claims:				+ \$390.00	= \$0.00
CLAIMS FEE TOTAL:					= \$810.00

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

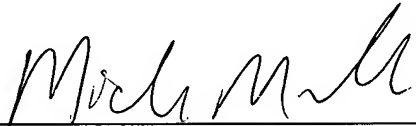
<input type="checkbox"/> Extension for response filed within the first month:	\$130.00	0	\$0.00
<input type="checkbox"/> Extension for response filed within the second month:	\$490.00		\$0.00
<input type="checkbox"/> Extension for response filed within the third month:	\$1,110.00		\$0.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,730.00		\$0.00
<input checked="" type="checkbox"/> Extension for response filed within the fifth month:	\$2,350.00		\$2,350.00
EXTENSION FEE SUBTOTAL:			\$2,350.00
EXTENSION FEE ALREADY PAID: -			\$0.00
EXTENSION FEE TOTAL			\$2,350.00
CLAIMS AND EXTENSION FEE TOTAL:			\$3,160.00
<input type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):			\$0.00
<input type="checkbox"/> Suspension of action requested under 37 C.F.R. § 1.103(c)			\$0.00
TOTAL FEE:			\$3,160.00

A credit card payment form in the amount of \$3,160.00 to cover the filing fee is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

By 

Date: October 17, 2008

FOLEY & LARDNER LLP
Customer Number: 31049
Telephone: (202) 672-5538
Facsimile: (202) 672-5399

Michele M. Simkin
Attorney for Applicant
Registration No. 34,717